

CHESTNUTHILL TOWNSHIP SUPERVISORS  
ROUTE 715, BRODHEADSVILLE, PA 18322  
MINUTES OF MEETING – May 4, 2010

A regular meeting of the Chestnuthill Township Board of Supervisors was called to order at 7:00 p.m. on Tuesday, May 4, 2010 at the Township Municipal Building Rte 715, Brodheadsville. Those present were Chuck Gould (Chairman), Dave Fleetwood (Vice-Chairman), Chris Eckert (Supervisor), Cathy Martinelli (Office Manager), and Atty. Joseph P. McDonald, Jr. David Albright (Township Manager) was absent.

The **Pledge of Allegiance** to the Flag was led by Mr. Baker.

**Executive Session.** None.

**Unit Care Agreement.** None.

**Parks.** Bernie Kozen was present and reported the following events:

- Gettysburg/Eisenhower Home 5/15/10 (bus trip) 7-7pm \$60.00
- Reptile Party 5/29/10 11am-1pm - Free
- Summer Volleyball Thurs 6/10-8/12 -\$150.00/team
- ZUMBA Fitness Wed 7/7-8/18 - \$35.00
- Miscellaneous items:
  - a. Pre-School Camp 1wk 7/19-7/23 \$60.00/child
  - b. Environmental Camp 1wk 7/26-7/30 \$110.00/child

**Public Comment.** None.

**Minutes.** On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to approve the minutes of the April 6<sup>th</sup> Supervisors meeting and April 26<sup>th</sup> bill paying meeting, as distributed. (3-0)

**Correspondence.**

Atty. McDonald. Has received paperwork regarding the joinder deed from David Crumb.

Dave Fleetwood. Wanted to mention that we are considering starting a Historical Society and there will be a meeting on Wednesday 5/5/10 at 7:00pm. All are invited to attend.

**Old Business.**

Outdoor wood burner ordinance – TABLED until further notice.

Discussion and possible award of grinder parts and FOB material bids.

Grinder parts bid. There were no bids.- Note: This was the 2<sup>nd</sup> time grinder parts were bid, therefore, we will get quotes and purchase as per the second class township code.

FOB material bids.

The complete bid sheet is attached to these minutes; however, the awarded bids are as follows:  
On motion made by Dave Fleetwood, seconded by Chris Eckert (3-0):

<b>MATERIAL</b>		<b>AWARDED</b>	<b>PRICE</b>
#8 stone w/1% loss	1000/t	Hanson	\$10.75/ton
#8 stone w/2% loss	1500/t	Hanson	\$10.75/ton
#57 stone	1000/t	Hanson	\$8.75/ton
#67 stone	1000/t	Hanson	\$9.75/ton
#3 stone	550/t	Hanson	\$9.00/ton
Binder 19.0 mm	1500/t	Hanson	\$50.35/ton
Wearing 9.5 mm	2100/t	Hanson	\$54.85/ton
#2RC	5000/t	Hanson	\$5.40/ton
2A Stone	3000/t	Hanson	\$5.40/ton
Gabion	5000/	Locust Ridge	\$10.00/ton
E-3 Emulsion Oil	10000/g	Asphalt Maint.	\$2.32 delivered
Cold Patch	500/t	Hanson	\$75.00/ton

Authorize Atty. McDonald to proceed w/appeal from Judge Miller's decision. This is in regard to Regency Plaza in dispute over a separate agreement to build a new septic system off site. Judge Miller has rendered a decision in favor of the property owner. The Board wishes to appeal this decision as they feel some of the facts are stated incorrectly in the decision. A brief discussion ensued and on motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to authorize Atty. McDonald to file an appeal of the decision and to file an application of stay to stop the issuance of a septic repair permit by the Sewage Enforcement Officer. (3-0)

**New Business.**

Cancel meeting 5/18/10 Election Day-Bill pay on 5/17/10 at 7:30am. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to cancel the Supervisors meeting on 5/18/10 and to hold a bill paying meeting on 5/17/10 at 7:30am, no other business will be conducted. (3-0)

**Bills.** On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to pay the General Fund and Capitol Project bills. (3-0)

**Plans.**

**Merwine, Connie** (Major Subdivision & LDP) Keystone Engineering. In for final approval. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan tonight. (3-0) (Plan date 7/1/09) (**waiver until 7/15/10**)

**Merwine, Connie** (Land Development Plan) Keystone Engineering. In for final approval. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan tonight. (3-0) (Plan date 7/1/09) (**waiver until 7/15/10**)

**Kal-Tac Inc.** (Land Development Plan/Reverse Subdivision Plan) Effort Associates. It was asked via phone that this plan be tabled tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan. (3-0) (Plan date 8/2003) (**open ended waiver**)

**Pleasant Valley Assembly of God.** (Prelim/Final Plan) Niclaus Engineering. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan. (3-0) (Plan date April 1, 2008) (**open ended waiver**)

**Skaflestad, Clyde** (Land Development Plan) George Collura, PLS. Request to change plan to a preliminary plan. A brief discussion ensued. Engineer McDermott told the Board there were no adverse effects regarding the stormwater that was proposed and the newer stormwater ordinance. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to change the plan back to preliminary plan and to grant preliminary plan approval. Mr. Skaflestad was advised to pay special attention to the construction sequence and to call Engineer McDermott for inspections as per the schedule of inspections. Inspection fee will be due by final plan approval. (3-0)

It was also noted that changing the plans back to preliminary from final approval will be on a case by case basis per our Engineer's advice.

**Green, William III** (Minor Subdivision) George Collura, PLS. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan tonight. (3-0) (Plan date 9/30/09) (**open ended waiver**)

**Heller, Larry & Kathleen.** (Minor Subdivision) Brian Courtright. It was asked via phone to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan. (3-0) (Plan date 12/18/08) (**open ended waiver 12/2/09**)

**CVS Pharmacy, LLC** (Land Development Plan) Bohler Engineering. It was asked via e-mail to table this plan tonight. On motion made by Dave Fleetwood, seconded by Chris Eckert it was voted to table this plan. (3-0) (Plan date 8/29/09) (**waiver until 6/30/10**) (Rev. 10/30/09, 12/23/09, 1/12/10, 2/4/10, 3/3/10)

**Planning Module Approval.**

**Heller, Larry & Kathleen.** It was asked via phone to table this planning module approval tonight. On motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to table this module tonight. (3-0)

**Adjournment.** There being no further business, on motion made by Chris Eckert, seconded by Dave Fleetwood it was voted to adjourn at 7:40 p.m. into executive session on pending litigation. (3-0)

Respectfully submitted,

Cathy A. Martinelli  
Recording Secretary